

ELECTRONICALLY FILED
August 17, 2007

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*Attorneys for Rolland P. Weddell
And Spectrum Financial Group*

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE COMPANY
Debtor.

Bankruptcy No. BK-S-06-10725-LBR

In re:

USA CAPITAL REALTY ADVISORS, LLC
Debtor.

Bankruptcy No. BK-S-06-10726-LBR

Bankruptcy No. BK-S-06-10727-LBR

In re:

USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC
Debtor.

Bankruptcy No. BK-S-06-10728-LBR

Bankruptcy No. BK-S-06-10729-LBR

(Jointly Administered)
Chapter 11

In re:

USA CAPITAL FIRST TRUST DEED FUND, LLC
Debtor.

**AFFIDAVIT OF J. STEPHEN PEEK,
ESQ.**

In re:

USA SECURITIES, LLC

Debtor.

Hearing Date: Negative Notice

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AFFIDAVIT OF J. STEPHEN PEEK, ESQ.

STATE OF NEVADA)
): ss.
COUNTY OF CLARK)

I, J. Stephen Peek, being first duly sworn, depose and say:

1. I am an attorney with the law firm of Hale Lane Peek Dennison and Howard, counsel for claimants Rolland P. Weddell, and Spectrum Financial Group, LLC ("Claimants"). I am duly admitted to practice law in the State of Nevada.

2. This Affidavit is submitted in support of the Motion to Withdraw as Counsel of Record submitted herewith.

3. Plaintiffs have not paid our firm's bills for attorney's fees and costs for a substantial length of time.

4. Plaintiffs have been advised by this firm that Hale Lane will no longer be able to represent them. Plaintiffs have indicated that they wish to obtain substitute counsel, but to date, Plaintiffs have not secured a commitment to representation from any alternative counsel.

5. Because of the foregoing, Hale Lane is no longer able to adequately represent Plaintiffs.

6. Currently, the Hearing on USACM Liquidating Trust's Objection to Claim 819 of Spectrum Financial Group in the amount of \$49,581,000 and Claim 821 of Rolland P. Weddell in the amount \$13,081,000 (collectively, the "Proofs of Claim") is scheduled for October 15, 2007. No date has yet been set for a full evidentiary hearing on the Represented Parties' Proofs of Claim.

7. Plaintiffs may be served with notice of further proceedings in this case at the following addresses:

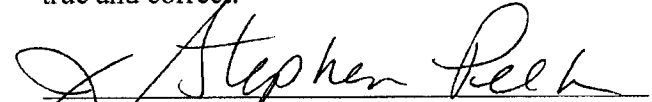
Roland P. Weddell
2271 Arrowhead Dr.
Carson City, NV 89706-0459
Fax: (775) 883-4088

Spectrum Financial Group, LLC
c/o William Schilz
225 Valley Glen Lane
Martinez, California 94553
Email: billschilz@Comcast.net
bill@spectrumgroups.com


1 Further affiant sayeth naught.

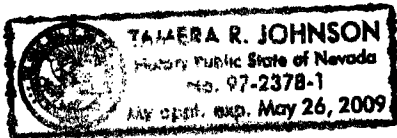
2 DATED this 17 day of August, 2007.

3 I do hereby swear under penalty of perjury that the
4 foregoing assertions contained in this Affidavit are
5 true and correct.

6 
7 J. Stephen Peek, Esq.

8 SIGNED and SWORN to before me
9 on this 17th day of August, 2007,
10 by J. Stephen Peek, Esq.

11 
12 Notary Public
13 My Commission Expires: 5/26/09



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